

SUMMARY ANALYSIS OF AMENDED BILL

Franchise Tax Board

Author: Nakano Analyst: Darrine Distefano Bill Number: AB 1209

Related Bills: See Prior Analysis Telephone: 845-6458 Amended Date: August 25, 2003

Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: Public Records/Public Agency Security

DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended _____.

AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.

AMENDMENTS DID NOT RESOLVE THE DEPARTMENT'S CONCERNS stated in the previous analysis of bill as introduced/amended _____.

FURTHER AMENDMENTS NECESSARY.

DEPARTMENT POSITION CHANGED TO _____.

REMAINDER OF PREVIOUS ANALYSIS OF BILL AS AMENDED March 27, 2003

X STILL APPLIES.

X OTHER - See comments below.

SUMMARY

This bill would preclude certain documents relating to an agency's security from being disclosed to the public.

SUMMARY OF AMENDMENTS

With the August 25, 2003, amendments:

- The requirement to disclose documents that assess the vulnerability to terrorist attacks or other criminal acts and related emergency response plans depending upon the public interest to be served was removed.
- Customer lists provided to state or local police agencies by an alarm or security company would not be required to be disclosed to the public.
- Documents prepared by or for a state agency that assess vulnerability to terrorist attacks or other criminal acts would not be required to be disclosed to the public.
- The bill also makes other minor technical changes.

As a result of the amendments, a minor technical concern is included below.

This bill would not significantly affect the Franchise Tax Board's programs or operations nor impact the department's costs or the state's income tax revenue. The remainder of the department's analysis of the bill as amended July 27, 2003, still applies.

Board Position:

<u> </u> S	<u> </u> NA	<u> </u> NP
<u> </u> SA	<u> </u> O	<u> </u> NAR
<u> </u> N	<u> </u> OUA	<u> </u> X PENDING

Legislative Director

Date

Gerald H. Goldberg

9/4/03

POSITION

Pending.

TECHNICAL CONSIDERATIONS

On page 2, delete lines 2 and 3 since the lines are repeated directly below.

LEGISLATIVE STAFF CONTACT

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